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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
R. A. Blake, et al.

Serial No.: 10/670,763

Filed: September 25, 2003

)
) Art Unit: NA
)

)
) Examiner: NA
)

)
) Docket No. ESST1000
)

For: **SYSTEM, METHOD, AND BUSINESS METHOD FOR STORAGE, SEARCH,
AND RETRIEVAL OF CLINICAL INFORMATION**

CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date March 10, 2004, in an envelope addressed to: Commissioner for Patents, Box 1450, Alexandria, VA. 22313-1450

March 10, 2004
Date

Terrance A. Meador
Signature

MAIL STOP: MISSING PARTS
Commissioner for Patents
P. O. Box 1450
Alexandria, VA. 22313-1450

Sir:

PETITION UNDER 37 CFR §1.47

In response to the Notice to File Missing Parts dated December 18, 2003, a Declaration signed and dated by three of the four named inventors is forwarded.

Despite repeated efforts to contact him, the first-named inventor, Richard A. Blake, either refuses, or is unavailable to sign the Declaration.

Mr. Blake has been given opportunities to sign a Declaration enabling him to declare on his own behalf that he is a co-inventor of the above-captioned patent application. In each case, he has not responded to the opportunity. Proof of diligent, but unsuccessful, effort to find or reach Mr. Blake is given in the accompanying DECLARATION OF TERRANCE A. MEADOR.

Nevertheless, the three other named inventors have signed the Declaration, thereby declaring for themselves and on behalf of the non-signing inventor, Richard A. Blake.

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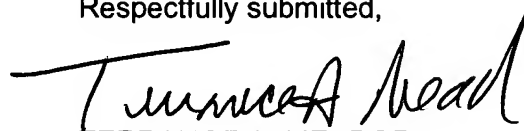
The last known address for Richard A. Blake is:

Richard A. Blake
9937 Maine Avenue
Lakeside, CA 92040

Accordingly, the applicants respectfully petition for acceptance of this application and request that it be forwarded for examination.

Respectfully submitted,

Date: *March 10, 2004*


TERRANCE A. MEADOR
Reg. No. 30, 298

INCAPLAW
1050 Rosecrans Street, Suite K
San Diego, CA 92106

Telephone: (619) 222-2531 Fax: (619) 222-2327

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Commissioner for Patents
P. O. Box 1450
Alexandria, VA. 22313-1450

Sir:

DECLARATION OF TERRANCE A. MEADOR

This Declaration accompanies a Response to the Notice to File Missing Parts dated December 18, 2003.

I, Terrance A. Meador, hereby declare as follows, based on personal knowledge, unless otherwise indicated:

I am over the age of eighteen years and I am competent to make this declaration.

I am a member of the State Bar of California and I am registered to practice as an attorney before the U.S. Patent and Trademark Office.

I am the attorney that prepared and filed U.S. Patent Application Serial No. 10/670,763 filed September 25, 2003, the above-captioned pending patent application.

Attached as Exhibit A is a true and correct copy of an e-mail correspondence sent September 25, 2003 to Richard A. Blake at his last known e-mail address. The enclosures to the e-mail correspondence included a copy of the above-captioned patent application as filed and a Declaration for Mr. Blake's consideration and execution. The Declaration enclosed with the e-mail correspondence is included in Exhibit A. On my information and belief, the e-mail was delivered successfully as no error message indicating otherwise has ever been received. Mr. Blake did not respond to the e-mail communication, did not return the enclosed Declaration to me, and did not contact me by any means following the e-mail communication.

Attached as Exhibit B is a true and correct copy of correspondence sent on February 6, 2004 by US Postal Service Certified Mail to Richard A. Blake at his last known residence address. The enclosures to the correspondence included a Declaration for Mr. Blake's consideration and execution. The envelope enclosing the correspondence and the Declaration enclosed with the correspondence are included in Exhibit B. As is evident from the notation on the envelope, Mr. Blake did not claim the envelope, which was returned to me, unopened, on February 18, 2004 by the US Postal Service. Mr. Blake did not respond to the correspondence and has not contacted me by any means following my receipt of the returned correspondence.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the above-captioned application or any patent issued thereon.

Date: *March 10, 2004*
INCAPLAW
1050 Rosecrans Street, Suite K
San Diego, CA 92106

Telephone: (619) 222-2531 Fax: (619) 222-2327

Respectfully submitted,

Terrance A. Meador
TERRANCE A. MEADOR
Reg. No. 30, 298

EXHIBIT A

Terrance A. Meador

From: Terrance A. Meador [tmeador@incaplaw.com]
Sent: Thursday, September 25, 2003 3:55 PM
To: 'Richard Blake'
Cc: 'Steve Kenney'
Subject: PATENT APPLICATION

Richard:

Steve Kenny has asked me to assist you in executing the formal documents for the estudysite patent application of which you are a co-inventor. The application was filed in the US Patent Office today, September 25, 2003, on behalf of estudysite.

A copy of the application is enclosed in the first attached PDF file. A copy of the drawings for the application is attached in the second PDF file.

The third PDF file contains two formal papers that must be filed in the US Patent Office to formalize the Patent Application; both are for your signature. The first is a four page combined Declaration/Power of Attorney with a space for your signature on the third page. The second is a one page assignment of the application to estudysite. All inventors sign the Declaration; a separate assignment is prepared for and signed by each inventor.

Please print the formal papers out, sign and date them where I have indicated with "x's", and return them to me promptly so that the application can be formalized without delay. You can return the signed papers to me in any one of three ways. First, scan them in to a PDF file and send me the file by email. Second, fax them to me at 619-222-2327. Third, send them to me by US Mail, FedEx, or any equivalent.

If these modes of return are inconvenient for any reason, I will be happy to pick up the signed documents from you. Just give me a call at 619-222-2531 at the office, or on my cell phone at 619-507-8388.

All of these enclosed files contain information which is confidential to and owned by estudysite. They are being provided to you for the limited purpose of executing the enclosed formal documents with knowledge of the patent application. Please do not disclose the patent application, the drawings, or the formal documents, or their contents, to any other person without permission from estudysite.

Thanks for your patience. If you have any questions, please call me. I will be on vacation from tomorrow through Friday next week, but you can contact me while I am on vacation by way of either of the numbers mentioned above.

Terrance A. Meador
INCAPLAW
1050 Rosecrans St., Suite K
San Diego, Cal. 92106

619-222-2531 (O)
619-222-2327 (FX)

tmeador@incaplaw.com

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9/25/2003

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